UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

NEHEMIAH ROBINSON, Plaintiff, v. T. CATLETT, et al., Defendants.	Case No. 08cv161-H (BLM) **ORDER RESETTING HEARING DATE ON MOTION TO DISMISS AND EXTENDING DEADLINES**

On July 31, 2008, Plaintiff requested the Clerk's Office to mail him a hard copy of the first amended complaint. Doc. No. 35. Plaintiff stated he required the document to draft his opposition to Defendants' motion to dismiss. Id. The same day, the Court granted this request and ordered the Clerk's Office to send Plaintiff a copy of the first amended complaint. Doc. No. 34 (discrepancy order).

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In light of this order, the Court *sua sponte* continues the briefing deadlines for Plaintiff's opposition and Defendants' reply, as well as the hearing date on the motion to dismiss. Plaintiff shall file any opposition to Defendants' motion to dismiss on or before **August 19, 2008**. Defendants' reply shall be filed on or before **September 4, 2008**. The previously-set August 28, 2008 hearing on Defendants' motion to dismiss is hereby **VACATED** and a hearing date of **September 11, 2008** at **9:00 a.m.** is assigned. *Unless the Court directs otherwise in advance, pursuant to Local Rule 7.1(d)(1), the matter will be resolved without oral argument and no personal appearances are required on September 11, 2008.*

IT IS SO ORDERED.

DATED: August 1, 2008

BARBARA L. MAJOR
United States Magistrate Judge

COPY TO:

HONORABLE MARILYN L. HUFF
U.S. DISTRICT JUDGE

ALL COUNSEL